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5 **Attorneys for Debtor**

6 **UNITED STATES BANKRUPTCY COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**

8 In re

9
10 **Kyle Curtis Ash**

Chapter 13

Case No.: 2021-20922

D.C. # JCR-1

Date: August 3, 2021

Time: 9:00 a.m.

Place: 501 I Street, 7th Floor, Courtroom 28,
Sacramento, CA

Department: A

Judge: Fredrick E. Clement

17 **DECLARATION OF DEBTOR**

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19 I, Kyle Curtis Ash, hereby declare as follows:

- 20 1. I filed a First Amended Chapter 13 Plan on June 23, 2021.
- 21 2. I proposed a plan that provides for paying 100% of the filed and allowed claims of
- 22 unsecured creditors;
- 23 3. I can afford the new proposed plan payment on the 1st deed of trust.
- 24 4. I filed amended schedules I & J documenting my ability to pay the ongoing plan
- 25 payments.
- 26 5. I accounted for an interest rate to the Creditor as was the issue on the creditors side.
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- 1 6. My amended schedules show I have the ability to pay the ongoing plan payments
2 which was the Trustee's issue on my original plan filed.
- 3 7. I am also willing to sell the real property which has at least 40% equity in it to
4 account for any issue the Trustee and/or the Creditor may have moving forward.
- 5 8. I have signed the plan prepared by our attorney and ask the court to please confirm
6 the plan. I believe the plan complies with §1325(a) including as follows:
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8 a. I proposed a good faith plan;
9 b. My bankruptcy petition was filed in good faith;
10 c. I don't have any domestic support obligations;
11 d. I have filed all required tax returns through 2019; and
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- 13 9. I can afford and will make the plan payments.
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18 Dated: June 23, 2021

19 /s/ Kyle Curtis Ash

20 Debtor
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